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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JOSHUA MICHAEL MONTGOMERY,)	CASE NO: 2:24-cv-00407-MMD-DJA
an individual,)	
)	STIPULATION AND ORDER TO
Plaintiff,)	REMAND CASE TO STATE COURT
)	
vs.)	
)	
PROGRESSIVE DIRECT INSURANCE)	
COMPANY, a Foreign Corporation; DOES)	
1 through 10; ROE ENTITIES 11 through)	
20, inclusive jointly and severally,)	
)	
Defendants.)	

IT IS HEREBY STIPULATED AND AGREED TO by Plaintiff JOSHUA MICHAEL MONTGOMERY by and through his attorney of record, Nicole C. Bolick, Esq. of Hicks & Brasier, PLLC, and Defendant PROGRESSIVE DIRECT INSURANCE COMPANY by and through its counsel, Ryan L. Dennett, Esq. of Dennett Winspear, LLP the following:

IT IS HEREBY STIPULATED Plaintiff's causes of action against Defendant for 1) Violation of Unfair Claims Practices Act 2) Unjust Enrichment 3) Breach of the Covenant of Good Faith and Fair Dealing and 4) Punitive Damages are dismissed with prejudice.

1 IT IS FURTHER STIPULATED that by agreeing to this Stipulation, Plaintiff is not
2 waiving any right he has to pursue his cause of action for Breach of Contract.

3 IT IS FURTHER STIPULATED that the claims of Plaintiff do not, and will not, exceed
4 Seventy-Five Thousand Dollars (\$75,000.00), and therefore, the Parties agree that this case
5 should be remanded to the Eighth Judicial District Court, from where it was removed and jointly
6 request that the Court Order Remand.
7

8 DATED THIS 20th day of March, 2024

DATED THIS 20th day of March, 2024

9 **HICKS & BRASIER**

DENNETT WINSPEAR, LLP

10 /s/ Nicole C. Bolick

/s/ Jennifer Insley Micheri

11 ALISON M. BRASIER, ESQ.

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Attorneys for Plaintiff

Attorney for Defendant

ORDER

Upon Stipulation by counsel for the parties, and good cause appearing therefore, IT IS
HEREBY ORDERED that Case No. 2:24-cv-00407-MMD-DJA be remanded to Eighth Judicial
District Court of Nevada Case No. A-24-884993-C.

DATED this 20th day of March, 2024.



Submitted by:

HICKS & BRASIER, PLLC

/s/ Nicole C. Bolick
NICOLE C. BOLICK, ESQ.
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